

UNITED STATES DISTRICT COURT

for the

Eastern District of Washington

WILD FISH CONSERVANCY, Plaintiff,

v.

DAVE IRVING; UNITED STATES FISH AND WILDLIFE
SERVICE; DANIEL M. ASHE; UNITED STATES BUREAU OF
RECLAMATION; NATIONAL MARINE FISHERIES SERVICE;
and ESTEVAN LOPEZ, Defendants,

Civil Action No. 2:14-CV-0306-SMJ

and

CONFEDERATED TRIBES OF THE COLVILLE RESERVATION;
and CONFEDERATED TRIBES AND BANDS OF THE YAKAMA
NATION, Defendant-Intervenors.**JUDGMENT IN A CIVIL ACTION**The court has ordered that (*check one*):

☐ the plaintiff (*name*) _____ recover from the
defendant (*name*) _____ the amount of
_____ dollars (\$ _____), which includes prejudgment
interest at the rate of _____ %, plus post judgment interest at the rate of _____ % per annum, along with costs.

☐ the plaintiff recover nothing, the action be dismissed on the merits, and the defendant (*name*) _____
_____ recover costs from the plaintiff (*name*) _____

☒ other: The Biological Opinion issued by the National Marine Fisheries Service on May 29, 2015, concerning the Leavenworth National Fish Hatchery Spring Chinook Salmon Program, is arbitrary and capricious and that this matter is remanded to the National Marine Fisheries Service for further consultation consistent with the Court's November 22, 2016 Order Granting In Part and Denying In Part Plaintiff's and Defendants' Motions for Summary (ECF No. 121).

This action was (*check one*):

☐ tried by a jury with Judge _____ presiding, and the jury has
rendered a verdict.

☐ tried by Judge _____ without a jury and the above decision
was reached.

☒ decided by Judge Salvador Mendoza, Jr. _____ on a motion for
entry of judgment.

Date: February 1, 2017

CLERK OF COURT

SEAN F. McAVOYs/ Cora Vargas*(By) Deputy Clerk*Cora Vargas